



## Best Available Copy

3739

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Biel, Merrill A. )  
Serial No.: 10/026,198 ) Art Group Unit: Unknown  
Filed: December 21, 2001 ) Examiner: Unknown  
Title: Photodynamic Celular and Acellular  
Organism Eradication Utilizing a  
Photosensitive Material and  
Benzalkonium Chloride )  
Atty Docket No. 22,272-22

Commissioner of Patents  
Washington, D.C. 20231

TRANSMITTAL

Sir:

Enclosed herewith are the following items:

1. Information Disclosure Statement (2 pages);
2. Form PTO-1449 (1 page), with cited references; and
3. Return Receipt Post Card.

Please charge any further fees necessitated by this correspondence, or credit any overpayment to Deposit Account 50/1212-(JFK 10110791).

If you have any questions, please contact John F. Klos at (612) 321-2806.

Advanced Photodynamic Technologies, Inc.  
by its attorneys,

Dated: March 4<sup>th</sup>, 2003

By: John K.  
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Telephone: (612) 321-2806

**CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8:** I hereby certify that this paper and any papers referred to herein are being deposited with the U.S. Postal service, as first class mail, postage prepaid, addressed to Commissioner for Patents, Washington, D.C. 20231 on March 11, 2003.

John F. Klos:   
Signature



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INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. § 1.97 or § 1.98, Applicant in the above-identified application submits this Information Disclosure Statement together with the enclosed form PTO-1449 in order to bring to the Examiner's attention references which Applicant has become aware of and which may have some bearing on the examination of this case. A copy of each of the identified prior art items is submitted herewith.

This Information Disclosure Statement is not to be construed as a representation that a search has been conducted by Applicant or that no other material information exists. See 37 C.F.R. § 1.97(b). Furthermore, statements describing a particular reference indicate only Applicant's understanding of the teachings of that reference, and are not a representation that the reference has been reviewed completely or that no other pertinent or material information is contained in that reference.

Applicant's submittal of these references or discussion thereof in this IDS or the Background of the specification is not to be construed as an admission that these references are prior art or material to the patentability of any pending claim.

As this supplemental submittal of references is occurring before the first Office Action, no fee is required.

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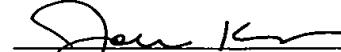
Please direct any questions or comments regarding this Information Disclosure Statement to John F. Klos (612) 321-2806.

Respectfully submitted,

Advanced Photodynamics, Inc.,  
by its attorneys

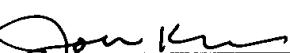
Dated: March 7<sup>th</sup>, 2003

By:

  
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John F. Klos:

  
Signature

FORM PTO-1449 (Rev. 2-32)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 22,272-22US	SERIAL NO.: 10/026,198
O P E INFORMATION DISCLOSURE STATEMENT BY APPLICANT MAR 13 2003 (Use several sheets if necessary)		RECEIVED APPLICANT: Biel, Merrill A. FILING DATE: December 27, 2001 GROUP: Unknown MAR 25 2003 TECHNOLOGY CENTER R3700	

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE ISSUED							INVENTOR NAME	U.S. CLASS	U.S. SUB-CLASS	FILING DATE IF APPROPRIATE
4	8	7	9	1	3	5	11/7/1989	Greco, et al.	427	2		
5	7	0	7	3	6	6	1/13/1998	Solomon, et al.	604	265		
5	8	5	3	7	4	5	12/29/1998	Darouiche	424	423		

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE PUBLIC- ATION	COUNTRY	INT. CLASS	INT. SUB- CLASS	TRANSLATION
						YES
						NO

## OTHER DOCUMENTS (Including Author, Title, Date Pertinent Pages, Etc.)

		New Approaches for Prevention of Intravascular Catheter-Related Infections. Hend Hanna, MD, MPH; Issam Raad, MD, The University of Texas M.D. Anderson Cancer Center, Houston; Rabih Darouiche, MD, Baylor College of Medicine, Houston [Infect Med 18(1):38-48, 2001].
		Material Safety Data Sheet, 50% Benzalkonium Chloride. Article on Internet at <a href="http://www.syndel.com/msds/bkc50_msds.html">www.syndel.com/msds/bkc50_msds.html</a> (11/12/2001).
		Safety Data for Benzalkonium Chloride. Article on Internet at <a href="http://www.physchem.ox.ac.uk/MSDS/BE/benzalkoniumchloride.html">www.physchem.ox.ac.uk/MSDS/BE/benzalkoniumchloride.html</a> (11/12/2001).

EXAMINER	DATE CONSIDERED
EXAMINER:	Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant
1	